IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 21228 of 2005

Between:

Palla Koteswara Rao

..... PETITIONER

AND

The Government of A.P.

Rep by its Principal Secretary,

Home Department,
Secretariat, Hyderabad and 2 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the respondents in not taking further appropriate action in pursuance of FIR No.571/1998, dated 30.11.1998 registered in the 3rd respondent police station, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Home.

The grievance of the petitioner is that though his complaint registered as FIR No.571/1998, dated 30.11.1998 in the 3rd respondent police station, no further action has been taken.

There cannot be any dispute that it is the statutory duty of the police to investigate in a cognizable offence and file either charge sheet or final report, as the case may be, under Section 173 of the Code of Criminal Procedure.

In that view of the matter, without entering into the merits of the case, I deem it appropriate to dispose of the writ petition, with a direction to the 3rd respondent to complete investigation in Cr.No.571 of 1998 of his station, if not already completed, and file either charge sheet or final report in the concerned Court, within a period of three months from the date of receipt of a copy of this order.

With the above observations, the Writ Petition is disposed of. No order as to costs.

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K.C. BHANU,J

Dated: 29.09.2005

Dsr